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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q80519

Hidenori TOYOSE

Allowed: August 22, 2006

Appln. No.: 10/807,345

Group Art Unit: 3722

Confirmation No.: 3494

Examiner: Sara Addisu

Filed: March 24, 2004

For: CUTTER BODY, ROTARY TOOL, AND METHOD FOR ASSEMBLING THE
ROTARY TOOL

REQUEST FOR RETURN OF INITIALED FORM

PTO/SB/08 A & B (modified) UNDER 37 C.F.R. § 1.312

MAIL STOP ISSUE FEE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-identified application was allowed on August 22, 2006.

Applicants respectfully request the Examiner to return an initialed copy of Form PTO/SB/08 A & B (modified) for the Information Disclosure Statement filed March 21, 2005. A copy of the Information Disclosure Statement, Statement under 37 C.F.R. § 1.97(e) and Form PTO/SB/08 A & B (modified) bearing the USPTO date stamp of March 21, 2005 (as printed from PAIR), are submitted herewith.

Respectfully submitted,

Abraham J. Rosner
Registration No. 33,276

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: September 22, 2006



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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re application of

Docket No: Q80519

Hidenori TOYOSE

Appln. No.: 10/807,345

Group Art Unit: 3722

Confirmation No.: 3494

Examiner: Not Yet Assigned

Filed: March 24, 2004

For: CUTTER BODY, ROTARY TOOL, AND METHOD FOR ASSEMBLING THE
ROTARY TOOL

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Communication from a

foreign patent office in a counterpart application citing such documents (Preliminary Search Report for FR 0403131 dated February 10, 2005). The degree of relevance found by the foreign patent office is as follows. DE 2 140 004 A1, Fig. 2, is cited as a category "X" reference (particularly pertinent considered alone) relative to claims 1, 3-7 and 9. U.S. 3,839,772 (the whole document) is cited as a category "A" reference (background technology) relative to claims 1-10. U.S. 3,997,951 (column 2, line 67-column 3, line 3 and Fig. 3) is cited as a category "X" reference (particularly pertinent considered alone) relative to claims 1, 3-7, 9 and 10, and as a category "Y" reference (particularly pertinent in combination with another reference of the same category) relative to claim 8. DE 379 059 C (the entire document) is cited as a category "Y" reference (particularly pertinent when combined with another reference of the same category) relative to claim 8.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,



Abraham J. Rosner
Registration No. 33,276

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

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In re application of

Docket No: Q80519

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Appln. No.: 10/807,345

Group Art Unit: 3722

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Examiner: Not Yet Assigned

Filed: March 24, 2004

For: CUTTER BODY, ROTARY TOOL, AND METHOD FOR ASSEMBLING THE
ROTARY TOOL

STATEMENT UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed
concurrently herewith was first cited in any communication from a foreign patent office in a
counterpart foreign application not more than three months prior to the filing of said Information
Disclosure Statement.

Respectfully submitted,

Abraham J. Rosner
Registration No. 33,276

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

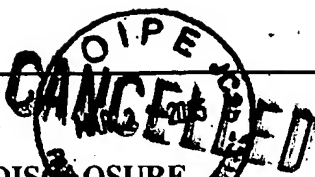
WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: March 21, 2005

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MODIFIED PTO/SB/08 A & B (08-03)

Substitute for Form 1449 A & B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Complete if Known

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|------------------------|------------------|
| Application Number | 10/807,345 |
| Confirmation Number | 3494 |
| Filing Date | March 24, 2004 |
| First Named Inventor | Hidenori TOYOSE |
| Art Unit | 3722 |
| Examiner Name | Not Yet Assigned |
| Attorney Docket Number | Q80519 |

Sheet

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of

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U.S. PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Document Number | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document |
|--------------------|-----------------------|-----------------|--------------------------------------|--------------------------------|---|
| | | Number | Kind Code ² (if known) | | |
| | | US 3,839,772 | | 10-08-1974 | SHIMOMURA et al. |
| | | US 3,997,951 | | 12-21-1976 | WILLISCRAFT |
| | | US | | | |
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FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | | | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Translation ⁶ |
|--------------------|-----------------------|------------------------------|---------------------|--------------------------------------|--------------------------------|--|--------------------------|
| | | Country Code ³ | Number ⁴ | Kind Code ⁵ (if known) | | | |
| | | DE | 2 140 004 | A1 | 02-22-1973 | KIENINGER | |
| | | DE | 379 059 | C | 08-14-1923 | PIERRE ELIE FRANCOIS RAUZIERES | |
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NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published. | Translation ⁶ |
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| Examiner Signature | | Date Considered | |
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to indicate here if English language Translation is attached.